IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 20903 of 2004

Between:

Gundu Venkateswarlu, S/o.Venkaiah,
Bodalaveedu Village, Veldurthy Mandal,
Guntur District.

... PETITIONER

AND

Southern Power Distribution Company of Andhra Pradesh Limited, Tirupati,
rep.by its Chief General Manager,
having its office at Door No.19-3-13(M), Renigunta Road, Tirupati, Chittoor District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly in the nature of writ of Mandamus declaring the action of the inaction of the respondent in initiating the works in respect of Bodalaveedu Sub-station for which tenders were finalised in the same package along with koppunuru and Juvvalapalem Sub- stations and while completing the other sub-stations.

Counsel for the Petitioner: MR.A.RAMANARAYANA

Counsel for the Respondent No.: SMT.M.VINOBHA DEVI

The Court at the admission stage made the following :

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O R D E R:

The petitioner is the sarpanch of Bodalaveedu village of Veldurthy Mandal, Guntur District. He states that in view of frequent fluctuations in electric supply in the area, representations were made for establishment of 33/11 KV sub-stations in their village, and acting on the same, the respondent had decided to establish such a sub-station in their village. He also contends that tenders were invited and works were allotted for establishment of such sub-station in their village, along with two other villages in Guntur District, but the work in their village is yet to be started, and he seeks an appropriate direction in this regard.

Heard the learned counsel for the petitioner and the learned standing counsel for the respondent.

A perusal of the tender notice dated 18.03.2004 issued by the respondent discloses that tenders were invited for undertaking the works of establishment of sub-stations at Bodalaveedu and Koppunuru of Guntur District in Lot No.II. Thereafter, another village by name Juvvalapalem was added. The three works are said to have been allotted to the same contractor. It is not in dispute that the work in the other two villages had been completed, whereas, it is yet to be started in Bodalaveedu village. Learned standing counsel for the respondent submits that the work at Bodalaveedu could not be commenced in view of the fact that representations were received for shifting the location of the proposed sub-station.

When the other two works allotted along with that of the proposed sub-station at Bodalaveedu village have been completed, naturally there would be a grievance for the petitioner and his villagers, if the work in their village is not commenced. Even assuming that there are representations for shifting of the site of the sub-station, the matter cannot be kept pending indefinitely. Any delay in the matter would cause hardship to the residents of the locality. It is not for this Court to give any direction as

to the exact location of the sub-station. The respondent has to take appropriate decision in this regard, but without any further delay.

Hence, the writ petition is disposed of directing the respondent to take an appropriate decision for finalizing the location for establishment of the sub-station proposed in Bodalaveedu village, within two weeks from today, and to ensure that the work is commenced and completed without any further delay. No costs.

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23rd November, 2004

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To

1. The Chief General Manager,

   Southern Power Distribution Company of Andhra

   Pradesh Limited,
   Door No.19-3-13(M), Renigunta Road,

   Tirupati, Chittoor District.

2) Two C.D.copies